

FILED
UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

2004 JUL -2 P 1:41
Case No. 04-10561-NG

U.S. DISTRICT COURT
DISTRICT OF MASS.

GRAHAM ARCHITECTURAL PRODUCTS CORP.,)
Plaintiff,)
)
v.)
)
STEALTH WINDOWS, INC. f/k/a STEALTH WINDOWS)
OF MASSACHUSETTS, INC. and FIDELITY AND)
GUARANTY INSURANCE CO.,)
Defendants.)

)

JOINT MOTION TO CONTINUE STATUS CONFERENCE

NOW COME all parties appearing in the above-captioned matter and jointly move this Court for an Order continuing the status conference from July 6, 2004 to August 5, 2004. As grounds therefore, the parties state as follows:

1. The instant action involves a public construction project contract dispute relating to the contract or project known as the New Wood Elementary School in Plainville, Massachusetts ("Project").
2. The parties appearing in the above-captioned matter on their own initiative have agreed to continue the status conference in a good faith effort to resolve and settle this matter.
3. No party has previously requested a continuance and no party shall suffer any prejudice and/or undue delay as a result of any continuation of the status conference.

WHEREFORE, the parties jointly request this Court enter an Order as follows:

- a. Continue the status conference previously scheduled for July 6, 2004 to Augusta 5, 2004 at 2:00 p.m.; and/or
- b. Such other relief as this Court deems just and proper.

GRAHAM ARCHITECTURAL
PRODUCTS CORP.
By its attorneys,

Steven Shane Smith
Francis A. Shannon, III, Esq.
BBO # 560651
Steven Shane Smith, Esq.
BBO # 630713
Shannon Law Associates, Inc.
One Bowdoin Square, 9th Floor
Boston, MA 02114
(617) 263-1313

Of counsel:

Mark A. Rosen, Esq.
Inactive Status
McElroy, Deutsch & Mulvaney
1300 Mount Kemble Avenue
P.O. Box 2075
Morristown, NJ 07962-2075
(973) 993-8100

FIDELITY AND GUARANTY
INSURANCE CO.
By its attorneys,

Paula-Lee Chambers / *Assent to:* *SSS*
Bradford R. Carver, Esq.
BBO # 565396
Paula-Lee Chambers, Esq.
BBO # 566888
Cetrulo & Capone, LLP
Two Seaport Lane, 10th Floor
Boston, MA 02110
(617) 217-5550

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I served a true copy of the above document upon the following party by first class mail, postage prepaid, this 1st day of July, 2004:

Attorney Paula-Lee Chambers
Cetrulo & Capone, LLC
Two Seaport Lane, 10th Floor
Boston, MA 02210

Steven Shane Smith

Francis A. Shannon, III, Esq.
Steven Shane Smith, Esq.